

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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NIPPONKOA INSURANCE CO., LTD., U.S,  
BRANCH,

Plaintiff,

08 Civ. 1302

- against -

NORFOLK SOUTHERN RAILWAY  
COMPANY  
KAWASAKI KISEN KAISHA, LTD.  
d/b/a K LINE and NORFOLK SOUTHERN  
RAILWAY COMPANY,

**RULE 7.1 STATEMENT**

Defendants.

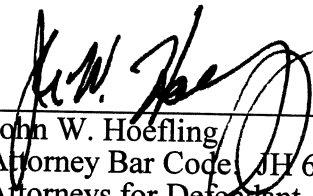
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Pursuant to Federal Rule of Civil Procedure 7.1 [formerly Local General Rule 1.9] and to enable District Judges and Magistrate Judges of the Court to evaluate possible disqualification or recusal, the undersigned counsel for Norfolk Southern Railway Company, (a private non-governmental party) certifies that the following are corporate parents, affiliates and/or subsidiaries of said party, which are publicly held.

Norfolk Southern Railway Company is wholly owned by Norfolk Southern Corporation.

Dated: March 7, 2008

By:

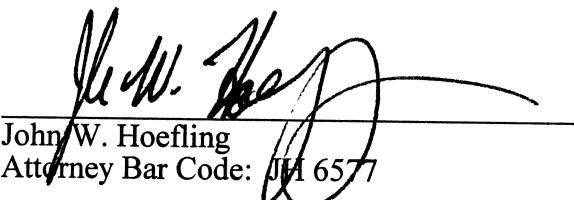
  
\_\_\_\_\_  
John W. Hoefling  
Attorney Bar Code JH 6577  
Attorneys for Defendant  
Norfolk Southern Railway Company

**CERTIFICATE OF SERVICE**

I, the undersigned counsel, hereby certify that on March 7, 2008, a true and correct copy of the foregoing Rule 7.1 Statement of Defendant Norfolk Southern Railway Company was filed electronically. Notice of this filing served via U.S. Mail, postage pre-paid, on the date listed below upon the following counsel of record:

Maloof Browne & Eagan, LLC  
Attorneys for Plaintiff  
411 Theodore Fremd Avenue, Suite 190  
Rye, NY 10580-1411  
David T. Maloff, Esq.  
Thomas M. Eagan, Esq.

By:

  
John W. Hoefling

Attorney Bar Code: JM 6577

Index No. CV1302

Year 20

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SOUTHERN DISTRICT OF NEW YORK

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Plaintiff,

-against-

NORFOLK SOUTHERN RAILWAY COMPANY,

Defendant.

RULE 7.1 STATEMENT

**KELLY, RODE & KELLY, LLP**

Attorneys for

DEFENDANT

330 OLD COUNTRY ROAD

SUITE 305

MINEOLA, NEW YORK 11501

TELEPHONE NO. (516) 739-0400

FACSIMILE NO. (516) 739-0434

Pursuant to 22 NYCRR 130-1.1-a, the undersigned, an attorney admitted to practice in the courts of New York State, certifies that, upon information and belief and reasonable inquiry, (1) the contentions contained in the annexed document are not frivolous and that (2) if the annexed document is an initiating pleading, (i) the matter was not obtained through illegal conduct, or that if it was, the attorney or other persons responsible for the illegal conduct are not participating in the matter or sharing in any fee earned therefrom and that (ii) if the matter involves potential claims for personal injury or wrongful death, the matter was not obtained in violation of 22 NYCRR 1200.41-a.

Dated: ..... Signature .....

Print Signer's Name.....

Service of a copy of the within ..... is hereby admitted.

Dated: .....

Attorney(s) for .....

**PLEASE TAKE NOTICE**

Check Applicable Box

☐

NOTICE OF  
ENTRY

that the within is a (certified) true copy of a  
entered in the office of the clerk of the within-named Court on

20

☐

NOTICE OF  
SETTLEMENT

that an Order of which the within is a true copy will be presented for settlement to the  
Hon. ...., one of the judges of the within-named Court,  
at .....  
on ..... 20 ....., at ..... M.

Dated:

**KELLY, RODE & KELLY, LLP**

Attorneys for

330 OLD COUNTRY ROAD

SUITE 305

Th.